United States District Court Southern District of Texas

ENTERED

August 29, 2022 Nathan Ochsner, Clerk

UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF TEXAS GALVESTON DIVISION

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§ CIVIL ACTION NO. 3:20-cv-00341
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ORDER ADOPTING MAGISTRATE JUDGE'S MEMORANDUM AND RECOMMENDATION

On October 20, 2021, all non-dispositive pretrial matters in this case were referred to United States Magistrate Judge Andrew M. Edison under 28 U.S.C. § 636(b)(1)(A). Dkt. 28. Judge Edison filed a memorandum and recommendation on August 2, 2022, recommending that Defendant's Motion for Summary Judgment (Dkt. 31) be granted. Dkt. 45. No objections have been filed to the memorandum and recommendation. Accordingly, the court reviews it for plain error on the face of the record. 28 U.S.C. § 636(b)(1); Fed. R. Civ. P. 72(b)(3).

Based on the pleadings, the record, and the applicable law, the court finds that there is no plain error apparent from the face of the record. Accordingly:

(1) Judge Edison's memorandum and recommendation (Dkt. 45) is approved and adopted in its entirety as the holding of the court; and

(2) Defendant's Motion for Summary Judgment (Dkt. 31) is granted. SIGNED on Galveston Island this <u>29th</u> day of August 2022.

JEFFREY VINCENT BROWN UNITED STATES DISTRICT JUDGE